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8 Attorneys for Defendants, DICK/MORGANTI; DICK CORPORATION; THE MORGANTI
 9 GROUP, INC.; AMERICAN CASUALTY COMPANY OF READING, PENNSYLVANIA;
 10 NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA; and
 11 CONTINENTAL CASUALTY COMPANY

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 UNITED STATES of AMERICA for the Use
 16 and Benefit of BERGER BROS., INC., a
 17 California Corporation
 18 Plaintiffs,

19 vs.

20 DICK/MORGANTI, a California joint
 21 venture; DICK CORPORATION, a
 22 Pennsylvania corporation; THE MORGANTI
 23 GROUP, INC., a Connecticut corporation;
 24 AMERICAN CASUALTY COMPANY OF
 25 READING, PENNSYLVANNIA, a
 26 Pennsylvania corporation; NATIONAL
 27 UNION FIRE INSURANCE COMPANY OF
 28 PITTSBURGH, PA, a Pennsylvania
 corporation; CONTINENTAL CASUALTY
 COMPANY, an Illinois corporation,

Defendants.

Case No.: C-07-5108-JSW

**NOTICE OF SETTLEMENT AND JOINT
 REQUEST FOR CONTINUANCE OF
 CASE MANAGEMENT CONFERENCE**

Action Filed: October 4, 2007
 Trial Date: TBD

1 Counsel for Plaintiff and Defendants in the above-captioned matter hereby jointly
 2 provide the Court notice that the parties have reached a settlement agreement whereby, assuming
 3 the satisfaction of certain conditions, this case will be dismissed, in its entirety and with
 4 prejudice, on or before May 30, 2008. The parties request that the next case management
 5 conference be scheduled for a date after May 30, 2008 and that this case be administratively
 6 closed until such time that either the dismissal is filed, or one of the parties notifies the Court that
 7 the settlement was not completed.

8
 9 Dated: January 7, 2008

HUNT ORTMANN BLASCO PALFFY
& ROSSELL INC

10
 11
 12 By: 

13 Laurence P. Lubka
 14 Pedram Minoofar
 15 Attorneys for Plaintiff, BERGER BROS.,
 INC.

16 Dated: January 7, 2008

PECKAR & ABRAMSON, P.C.

17
 18 By: 

19 Raymond M. Buddie (SBN 121353)
 20 Rick W. Grady (SBN 235976)
 21 Attorneys for Defendants,
 22 DICK/MORGANTI; DICK
 CORPORATION; THE MORGANTI
 23 GROUP, INC.; AMERICAN CASUALTY
 COMPANY OF READING,
 24 PENNSYLVANIA; NATIONAL UNION
 FIRE INSURANCE COMPANY OF
 25 PITTSBURGH, PA; and CONTINENTAL
 CASUALTY COMPANY